

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**June 24, 2002**

DIVISION ONE

[illegible]

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.  
Ortega, J.

[illegible]

The judgment is affirmed.

Ortega, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

B151923      People      (Not for Publication)  
v.  
McClendon

The judgment is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.  
Mallano, J.

## DIVISION ONE (Continued)

B146970      Brown      (Not for Publication)  
v.  
Song

The judgment is affirmed. Respondent is awarded costs.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.  
Mallano, J.

B152857 People v. Norris (Not for Publication)

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The judgment is affirmed.

Ortega, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

[illegible]

The judgment is affirmed.

Ortega, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B154423      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
John A. and Karen A.  
In re Zhon A., a minor

We affirm the order terminating both appellants' parental rights.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.  
Mallano, J.

B149047      Veterinarians for Justice et al.      (Not for Publication)  
v.  
Humane Society of Pomona Valley et al.

We affirm the judgment. Plaintiffs are awarded their costs.

Ortega, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

B150049      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Dan A.  
In re Graham A., a minor

The judgment (dispositional order of March 19, 2001) is affirmed.

Ortega, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

DIVISION TWO

B146910      World Oil Corp.  
v.  
Trang et al.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

[illegible]

The Court:

The judgment is affirmed.

Boren, P.J., Doi Todd, J., Ashmann-Gerst, J.

B153298      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Rosa M.  
Martiniana L.

The judgment is affirmed.

Boren, P.J.

We concur: Doi Todd, J.  
Ashmann-Gerst, J.

B147579      Stadish      (Not for Publication)  
v.  
Southern California Gas Company

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.  
Ashmann-Gerst, J.

DIVISION THREE

B146519      JEM Enterprises, et al.      (Certified for Publication)  
v.  
Washington Mutual Bank, F.A.

The judgment is affirmed. Washington Mutual shall recover its costs on appeal.

Kitching, J.

We concur: Klein, P.J.  
Croskey, J.

DIVISION FOUR

B151987      Je Ho Lim      (Certified for Publication)  
v.  
The .TV Corporation International

The judgment (order of dismissal) is reversed and the cause remanded with instructions to enter a new and different order overruling the demurrer. Plaintiff is to have his costs on appeal.

Epstein, Acting P.J.

We concur: Hastings, J.  
Curry, J.

B152819      Los Angeles County, D.C.S.  
v.  
Juan T.

Filed order denying petition for rehearing.

DIVISION FIVE

B151097	People v. Taray V. Johnson	(Not for Publication)
B148295	People v. Curtis Dena Canady	

Defendant Canady's judgment is modified to reflect the following sentences on counts 2 through 5: On count 2, murder, life without possibility of parole (Pen. Code, § 190.2, subd. (a)), consecutive to 25 years to life (Pen. Code, § 12022.53, subd. (d)), consecutive to 3 years (Pen. Code, § 186.22, subd. (b)(1)). On count 3, attempted murder, life (Pen. Code, §§ 664/187) with a minimum parole eligibility date of 15 years (Pen. Code, § 186.22, former subd. (d)(4)), consecutive to 25 years to life (Pen. Code, § 12022.53, subd. (d)). On count 4, attempted murder, life (Pen. Code, §§ 664/187) with a minimum parole eligibility date of 15 years (Pen. Code, § 186.22, former subd. (d)(4)), consecutive to a sentence of 25 years to life (Pen. Code, § 12022.53, subds. (d) & (e)(1)). On count 5, attempted murder, life (Pen. Code, §§ 664/187) with a minimum parole eligibility date of 15 years (Pen. Code, § 186.22, former subd. (d)(4)), consecutive to 20 years (Pen. Code, § 12022.53, subd. (c)). Defendant Canady's sentence on counts 8 and 9 is unaffected. Defendant Johnson's sentence on count 5, attempted murder, is modified to reflect a sentence of life (Pen. Code, §§ 664/187) with a minimum parole eligibility date of 15 years (Pen. Code, § 186.22, former subd. (d)(4)), consecutive to 20 years (Pen. Code, § 12022.53, subd. (c)). Defendant Johnson's sentence on counts 1 through 4 is unaffected. The judgments are also modified to delete the parole revocation fine. The judgment (minute order) in defendant Canady's case is modified to: (1) delete reference to the multiple murder special circumstance; (2) delete reference to the dismissal of counts 1, 6, and 7 "pursuant to plea negotiations"; and (3) provide for the dismissals of counts 6 and 7 under Penal Code section 1385. The clerk of the superior court is directed to modify the abstracts of judgment and forward the modified abstracts of judgment to the Department of Corrections. As modified, the judgments are affirmed.

Grignon, J.

We concur: Turner, P.J.  
Armstrong, J.

DIVISION FIVE (Continued)

B155360      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Tosha C. et al.  
In re Diamond C.

We direct the clerk of the dependency court to correct the "Orders Under Section 366.26 of the Welfare and Institutions Code" to reflect the visitation order as set forth in the minute order of the hearing on December 19, 2001. As corrected, the guardianship orders are affirmed.

Grignon, J.

We concur:    Turner, P.J.  
                  Armstrong, J.

B155657      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Albert O.  
In re: Alfonso O.

The orders denying father's section 388 petition and terminating parental rights as to Alfonso O. are affirmed.

Grignon, Acting P.J.

We concur:    Armstrong, J.  
                  Mosk, J.

B151438      People                                      (Not for Publication)  
v.  
Florencio Santana, Jr.

The judgment is affirmed.

Grignon, Acting P.J.

We concur:    Armstrong, J.  
                  Mosk, J.

DIVISION FIVE (Continued)

B151803 Reynalda Betancourt (Not for Publication)

v.

Robert F. Rangel et al.

The order denying the motion to vacate the order of dismissal is reversed. The trial court is ordered to grant the motion and vacate the dismissal. Plaintiff and appellant Reynalda Betancourt shall bear her own costs on appeal.

Grignon, Acting P.J.

We concur: Armstrong, J.  
Mosk, J.

B122810 Honorine Flanagan (Not for Publication)

v.

J. Michael Flanagan

The judgment notwithstanding the verdict is modified to reflect statutory penalties of \$120,000. As modified, the judgment is affirmed. Michael Flanagan is awarded his costs on appeal.

Grignon, Acting P.J.

We concur: Armstrong, J.  
Mosk, J.

B151616 Los Angeles County, D.C.F.S. (Not for Publication)

v.

Linda M.

Danielle M.

The judgment is affirmed.

Mosk, J.

We concur: Grignon, Acting P.J.  
Armstrong, J.



## DIVISION FIVE (Continued)

B151583      People                                  (Not for Publication)  
v.  
Michael Eugene Larson

The judgment is affirmed.

Armstrong, J.

We concur: Grignon, Acting P.J.  
Mosk, J.

B155101      People                                  (Not for Publication)  
v.  
Jose L. Zepeda

The judgment is affirmed.

Armstrong, J.

We concur:   Turner, P.J.  
                      Mosk, J.

B147879 People (Certified for Publication)  
v.  
Quan Lee Huynh

The judgment is affirmed.

Turner, P.J.

I concur: Armstrong, J.  
I dissent: Mosk, J. (Opinion)

DIVISION SIX

B151600      Grinham                                      (Certified for Publication)  
                 v.  
                 Fielder

The judgment is affirmed. Grinham shall bear costs on appeal.

Gilbert, P.J.

We concur:    Yegan, J.  
                 Perren, J.

B152265      Holland, Donnelly & Mishler et al.                      (Not for Publication)  
                 v.  
                 Cohen et al.

The order denying appellants' motion to strike is affirmed. Respondents are awarded costs on appeal.

Perren, J.

We concur:    Yegan, Acting P.J.  
                 Coffee, J.

B154003      People    (Not for Publication)  
                 v.  
                 Ruben M.

The order committing appellant to CYA is affirmed.

Perren, J.

We concur:    Yegan, Acting P.J.  
                 Coffee, J.

## DIVISION SIX (Continued)

B153793      In re Erick Z.      (Not for Publication)  
Ventura Co. Human Services  
v.  
Guadalupe C., et al.

The judgments are affirmed.

Gilbert, P.J.

We concur: Yegan, J.  
Perren, J.

[illegible]

The judgment is affirmed.

Coffee, J.

We concur: Yegan, Acting P.J.  
Perren, J.

## DIVISION SEVEN

B143943      Angel Ayala      (Not for Publication)  
v.  
County of Los Angeles

The judgment is affirmed. Respondent(s) to recover costs.

Woods, J.

We concur: Johnson, Acting P.J.  
Perluss, J.

## DIVISION SEVEN (Continued)

[illegible]

The judgment is affirmed.

Perluss, J.

We concur: Lillie, P.J.  
Woods, J.

B150568 People v. Tony E. Queen (Not for Publication)  
B157902 In re Toney E. Queen on Habeas Corpus

The judgment is affirmed. The petition is denied.

Perluss, J.

We concur: Lillie, P.J.  
Woods, J.

## DIVISION EIGHT

B141282      ARLOK  
v.  
Ameritech, et al.

Filed order denying petition for rehearing.

DIVISION EIGHT (Continued)

B148136      Girgis      (Not for Publication)

v.

Decrane Aircraft Holdings, Inc., et al.

The judgment is affirmed. Respondents shall recover their costs on appeal.

Rubin, J.

We concur:    Cooper, P.J.  
                     Boland, J.

B151453      People      (Not for Publication)

v.

Jones

The judgment is affirmed.

Rubin, J.

We concur:    Cooper, P.J.  
                     Boland, J.

B148846      Kay et al.      (Not for Publication)

v.

Pasternak

The court's fee order is affirmed in all respects. Each side to bear the other's costs on appeal.

Rubin, J.

We concur:    Cooper, P.J.  
                     Boland, J.